

City and County of San Francisco

*City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689*



**MEETING MINUTES**  
**Thursday, August 7, 2008**  
**1:00 PM**  
**City Hall, Room 263**  
**Regular Meeting**

City Operations and Neighborhood Services Committee

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*Members: Carmen Chu, Jake McGoldrick, Sean Elsbernd*

*Clerk: Gail Johnson (415) 554-4445*

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**Members Present:** *Carmen Chu, Jake McGoldrick, Sean Elsbernd.*

**Members Excused:** *None.*

**Members Absent:** *None.*

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**MEETING CONVENED**

The meeting convened at 1:14 p.m.

**AGENDA CHANGES**

Chair Chu announced that Item 7, File 080688, would be considered first out of order.

**REGULAR AGENDA**

**081053**      **[Accept-expend gift - \$100,000]**      **Supervisor Chu**

Resolution authorizing the Department of Public Works (DPW) to accept a gift in the amount of \$100,000 from American Express to plant approximately 1,000 trees on Sunset Boulevard allowing the use of the City's corporate seal under certain conditions, and allowing the Director of Public Works to sign an agreement that includes provisions for alternative dispute resolution.

(Supervisor McGoldrick dissented in Committee.)

7/29/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speakers: Mohammed Nuru, Deputy Director of Operations, Department of Public Works; Cheryl Adams, Deputy City Attorney.

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 2 - Chu, Elsbernd  
Noes: 1 - McGoldrick

**081026 [Approval of the 12-month cost extension application for HIV prevention projects for 2008 - \$8,800,000]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit a 12-month cost extension application in order to continue to receive funding for the HIV prevention projects grant from the Centers for Disease Control and Prevention (CDC); in the amount of approximately \$8,800,000 in HIV prevention funding for San Francisco, extending the project period from December 31, 2008 to December 31, 2009. (Public Health Department)

7/18/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speaker: Mr. Colfax, Department of Public Health.

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 3 - Chu, McGoldrick, Elsbernd

**081054 [Grant to support the Peer Provider Project - \$225,000] Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively funds from the California Wellness Foundation in the amount of \$225,000 to support the Peer Provider Project, including a contract with Huckleberry Youth Programs in the total amount of \$59,400; for the period of July 1, 2008 through June 30, 2011.

7/29/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speaker: Mr. Baxter, Department of Public Health.

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 3 - Chu, McGoldrick, Elsbernd

**080935 [Urging SFUSD to reconsider current school assignment system] Supervisor Chu**

Resolution urging the San Francisco Unified School District (SFUSD) to reconsider the current school assignment system for K-12 admissions and incorporate geographic considerations for school placement.

7/8/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speakers: David Hartley, San Francisco Civil Grand Jury; Steve Bruge; Abigail Marks; Brock Estes; Cindy Choy; Christina Wong, Chinese for Affirmative Action; Matt Mitgard; Shu Asbrun.

**AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.**

Resolution urging the San Francisco Unified School District (SFUSD) to reconsider the current school assignment system for K-12 admissions and place greater emphasis on geographic considerations for school assignments.

(Supervisor McGoldrick dissenting in Committee.)

**RECOMMENDED AS AMENDED by the following vote:**

Ayes: 2 - Chu, Elsbernd  
Noes: 1 - McGoldrick

**080686 [Landmark tree designation of Monterey Cypress at 2626 Vallejo Street] Supervisor Alioto-Pier**

Ordinance designating the Monterey Cypress at 2626 Vallejo Street (Assessor's Block 0953, Lot 006) as a

landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

5/20/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speakers: Mei Ling Hui, Department of the Environment; Harriet Hayman, Property Owner (2626 Vallejo Street); Terry Milne, Urban Forestry Council.

**RECOMMENDED by the following vote:**

Ayes: 2 - Chu, Elsbernd

Absent: 1 - McGoldrick

**080687 [Landmark designation of Manzanita at 115 Parker Avenue] Supervisor Alioto-Pier**

Ordinance designating the Manzanita at 115 Parker Avenue (Assessor's Block 1064, Lot 002) as a landmark notwithstanding the provisions contained in the Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark designation.

5/20/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speakers: Mei Ling Hui, Department of the Environment; K. Rose Hillson, Property Owner, 115 Parker Avenue; Roy Liket, Arborist; Tom Parker, Professor of Biology, San Francisco State University.

**RECOMMENDED by the following vote:**

Ayes: 3 - Chu, McGoldrick, Elsbernd

**080688 [Helping Hands for Animals Program policy welcoming attorneys to volunteer with the District Attorney's Office to help prosecute animal cruelty cases] Supervisor Alioto-Pier**

Resolution approving the "Helping Hands for Animals" Program which would welcome private attorneys to aid in the prosecution against animal cruelty as volunteer attorneys under the District Attorney's Office of San Francisco County.

5/20/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

7/17/08, CONTINUED. Heard in Committee. Speakers: Catherine Stefani, Legislative Assistant to Supervisor Alioto-Pier; Christine Garcia, Animal Control Commission; Lindsay Bruick; Beth Sullivan; Greg. Continued to August 7, 2008.

Heard in Committee. Speaker: Catherine Stefani, Legislative Assistant to Supervisor Alioto-Pier. Continued to September 18, 2008.

**CONTINUED by the following vote:**

Ayes: 3 - Chu, McGoldrick, Elsbernd

**080438 [Prohibiting smoking in enclosed areas, certain unenclosed areas, and sports stadiums] Supervisor Daly**

Ordinance updating findings based on recent studies; amending San Francisco Health Code Sections 1009.20, 1009.21, 1009.22, 1009.23, 1009.25, and 1009.81, and adding Sections 1009.26, 1009.27, 1009.28, and 1009.29, to prohibit smoking in 1) business establishments and bars regardless of whether owner-operated, 2) common areas of multi-unit housing complexes, 3) tourist lodging facilities, 4) tobacco shops, 5) charity bingo games, 6) taxicabs and other motor vehicles for hire, 7) unenclosed dining areas of restaurants, 8) service waiting areas, 9) areas within twenty feet of entrances to private, nonresidential buildings, 10) farmers markets, and 11) vehicles owned by the City and County of San Francisco; establishing obligations for property owners and managers to prevent smoking in prohibited areas, defining secondhand smoke from a business establishment located in a mixed-use residential and commercial building as a nuisance; adding administrative procedures and penalties; deleting criminal

penalties; adding provisions for cost recovery and liens; adding provisions for private enforcement of the 4/1/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 5/1/2008.

4/9/08, REFERRED TO DEPARTMENT. Referred to the Small Business Commission for comment and recommendation.

6/19/08, RESPONSE RECEIVED. The Small Business Commission transmitted a list of its recommended amendments to the proposed ordinance.

7/17/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Lena Gomes, Legislative Assistant to Supervisor Daly; Cheryl Adams, Deputy City Attorney; Serena Bardell; John Ready, Foundation for Voice Restoration; Michael Nulty, Tenant Association Coalition; Joe Barron, Grant's Pipe Shop; Bob Lofroos, Occidental Cigar Bar; Audrey Joseph; Male Speaker; Anjali Nath, Breathe California; Dr. Stanton Glantz, UCSF; Julie Waters, Communities Under Siege; Bob Lofroos, Occidental Cigar Bar; Yan Fen Liu, SRO Families; Gordon Mar, Chinese Progressive; Curtis Post, Occidental Post; Paul Navarro; Marshon Smith, School Academy; Steve Heilig; Jordan Hardy; Karin Westlye, GGRA; Barry Taranto; Karen Licovoli, Breathe California; Patricia Rambo; Rob Black, SF Chamber of Commerce; Kaye Griffin; Dr. Steve Fugaro, SF Medical Society; Male Speaker; Liz Williams; Delilah; Carol; Female Speaker, Department of Public Health; Brajah Norris, Small Business Commission. Continued to August 7, 2008.

7/17/08, CONTINUED AS AMENDED.

Heard in Committee. Speakers: Lena Gomes, Legislative Assistant to Supervisor Daly; Dr. Tomas Argon, Health Officer; Aliano Krusho, Department of Public Health; Richard Lee, Director of Environmental Health; Brajah Norris, Executive Director, Small Business Commission; Robert Starkey; Brian Davis, Breathe California; Bob Lofroos, Occidental Cigar Club; Mary Lou Licwinko, Executive Director, San Francisco Medical Society; Chris Pirvan, Russian Hill Bookstore; Lily Wu, Chinese Progressive Association; Alex Tom, Co-Director, Chinese Progressive Association; Joe

**AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.**

**CONTINUED TO CALL OF THE CHAIR AS AMENDED by the following vote:**

Ayes: 3 - Chu, McGoldrick, Elsbernd

**081031 [Closure of the Marian Residence for Women] Supervisor Daly**

Hearing regarding the closure of the Marian Residence for Women at 1183-85 Mission Street.

7/22/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speakers: Lena Gomes, Legislative Assistant to Supervisor Daly; Dariush Kayhan; Father Harden, St. Anthony Foundation; Mark Trotts, Director of Housing and Urban Health, Health Department; Joyce Crum, Housing and Homeless Division, Department of Human Services; Emily Murase, Director, Department on the Status of Women; Quintin Mecke, Chair, Shelter Monitoring Committee; Female Speaker, Local Homeless Coordinating Board; Kim Clark, Shelter Monitoring Committee; Helen Foss; Kawie Murdock; Lucinda Morgan; Jean Amos; Bob Westward; Billie

**CONTINUED TO CALL OF THE CHAIR by the following vote:**

Ayes: 3 - Chu, McGoldrick, Elsbernd

## **ADJOURNMENT**

The meeting adjourned at 5:49 p.m.